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OFFICE OF PETITIONS

In re Application of
Chaudhuri et al.
Application No. 10/660,742
Filed: September 12, 2003
For: ENRICHED AQUEOUS COMPONENTS
OF EMBLICA OFFICINALIS

:
: DECISION GRANTING
: WITHDRAWAL OF PATENT
: APPLICATION PUBLICATION
:
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This is a response to the applicants' request made on October 28, 2004, requesting withdrawal of the publication of the above-identified application, which published on July 1, 2004. Applicants in effect, request that the above-identified application be treated as an application that has **not** been published pursuant to 35 U.S.C. § 122(b) on July 1, 2004.

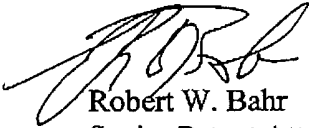
The Office published the above-identified application on July 1, 2004, based on the filing date of the related applications 10/120,156 filed April 11, 2002, 06/395,612 filed July 15, 2002, and 06/424,712 filed November 8, 2002, because the Office mistakenly considered the first sentence of the specification of the above-identified application as a claim to the benefit of the related applications. Since the first sentence of the specification is not a benefit claim to the related applications, the above-identified application should have been published after the expiration of eighteen months from the filing date of the above-identified application, September 12, 2003. Therefore, the Office published the above-identified application on July 1, 2004 in error.

The request is **granted** to the extent indicated below:

- (1) The USPTO will withdraw the patent application publication for the above-identified application from its internal and external search databases for patent application publications;
- (2) The USPTO's Patent Application Location and Monitoring (PALM) and Patent Application Information Retrieval (PAIR) Systems will be modified to indicate that copies of and access to the above-identified application are **not** to be provided pursuant to 37 CFR 1.14(c)(2) and 1.14(e)(2);
- (3) The publication number will be added to a list of withdrawn publications on the USPTO web site; and
- (4) The USPTO will notify external database providers and its patent data exchange partners which are intellectual property offices of the withdrawal.

The benefit claim to the related application has been removed from the Office records. The above-identified application has been rescheduled for publication on March 24, 2005.

Telephone inquiries specific to this decision should be directed to Mark Polutta at (571) 272-7709.



Robert W. Bahr
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for Patent Examination Policy

Enclosure: Corrected Filing Receipt